

EXHIBIT E

Mark S. O'Connor (011029) – mark.oconnor@gknet.com
Paul L. Stoller (016773) – paul.stoller@gknet.com
Gallagher & Kennedy, P.A.
2575 East Camelback Road
Phoenix, Arizona 85016-9225
602-530-8000

Counsel for Plaintiffs Doris and Alfred Jones

UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

In Re Bard IVC Filters Products
Liability Litigation

No. MD-15-02641-PHX-DGC

DECLARATION OF PAUL L. STOLLER

DORIS JONES and ALFRED JONES, a
married couple,

Plaintiffs,

v.

C.R. BARD, INC., a New Jersey
corporation and BARD PERIPHERAL
VASCULAR, an Arizona corporation,

Defendants.

I, Paul L. Stoller, declare under penalty of perjury that the following statements are true and correct to the best of my knowledge:

1. I am an attorney with Gallagher & Kennedy, P.A., and counsel for Plaintiffs Doris and Alfred Jones in this matter.

2. I have reviewed the evidence available to both Plaintiffs and Defendants in this matter, including the medical records of Plaintiff Doris Jones, the depositions of her treating physicians, and the documents produced and disclosures made by Defendants relating to Plaintiff Doris Jones, including the Defense Profile Form and Defense Fact Sheet for Plaintiff Doris Jones.

3. None of the evidence in Plaintiffs' possession, including Plaintiffs' medical records and the testimony of her treating physicians, indicates that there was any change

1 in the condition the Bard Eclipse IVC filter prior to implantation in Plaintiff Doris Jones
2 and after it left the custody and/or control of Defendants.

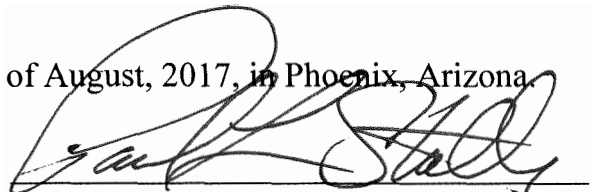
3 4. None of the evidence produced by Defendants in this matter indicates that
4 there was any change in the condition the Bard Eclipse IVC filter prior to implantation in
5 Plaintiff Doris Jones and after it left the custody and/or control of Defendants.

6 5. Counsel for Plaintiffs is not aware of any additional information regarding
7 whether there was any change in the condition the Bard Eclipse IVC filter prior to
8 implantation in Plaintiff Doris Jones and after it left the custody and/or control of
9 Defendants.

10 6. Based on the foregoing and upon information and belief, there is no
11 evidence available to any party to this action of a change to condition of the subject Bard
12 Eclipse IVC filter from the time it left the custody and/or control of Bard Peripheral
13 Vascular and the time it was implanted in Plaintiff Doris Jones.

14 I declare, under penalty of perjury, that the foregoing is true and correct to the best
15 of my knowledge.

16 EXECUTED this 28th day of August, 2017, in Phoenix, Arizona.

17 
18 Paul L. Stoller